

**ATTORNEY'S DOCKET NUMBER: 0079571-0094 (BU02-82)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Collins <i>et al.</i>	Examiner:	Sullivan, Daniel M.
Serial No.:	10/535,128	Art Unit:	1636
Filed:	April 4, 2006	Confirmation No.:	3605
For:	CIS/TRANS RIBOREGULATORS		

**VIA EFS WEB FILING WWW.USPTO.GOV**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450R

**RESPONSE TO RESTRICTION REQUIREMENT**

This paper is being filed in response to the Restriction Requirement mailed June 10, 2008, in the above-referenced case. A Petition for a two (2) month extension of time, from July 10, 2008 up to and including September 10, 2008, is submitted herewith to respond to the Restriction Requirement. Applicant thus submits that the present Response is timely filed on September 5, 2008.

In response to the Restriction Requirement, Applicant elects **Group III** (claims 116 and 177-180). In a Preliminary Amendment which is being filed herewith Applicant has reintroduced original dependent claims 117-176 as new dependent claims 244-303. Since these claims belong to Group III they should be examined with claims 116 and 177-180. Applicant reserves the right to add additional claims which fall under Group III (e.g., claims which depend from kit claims 177-180).

Applicant also reserves the right to request the rejoinder of process claims which are currently included in Group IV (see pages 5-6 of Restriction Requirement). In particular, withdrawn claims 181, 182 and 243 which belong to Group IV remain pending in this case and are directed to methods of using the system of Group III. In the event of a rejoinder, Applicant reserves the right to add additional claims which fall under Group IV.

The Examiner has also requested an election of species for initial examination of generic kit claim 177. Specifically, on page 4 of Restriction Requirement the Examiner requested that Applicant elect a species for claim 177 which includes one of the components provided under (c) of claim 177 (and presumably similar components in generic kit claims 178-180). In response, Applicant elects species of generic claims 177, 178, 179 and 180 which include “(i) one or more inducers” for initial search and examination. Kit claims 177-180 read on the elected species.

Please charge any additional fees or credit any overpayments that may be required to our Deposit Account No. 03-1721.

Respectfully submitted,

Dated: September 5, 2008

/Charles E. Lyon/  
Charles E. Lyon, D.Phil., J.D.  
Registration No. 56,630

CHOATE, HALL & STEWART, LLP  
Two International Place  
Boston, MA 02110  
Phone: (617) 248-5000  
Fax: (617) 502-5002  
clyon@choate.com